



Snohomish County

PLANNING & DEVELOPMENT SERVICES

M/S #604

DETERMINATION OF NONSIGNIFICANCE

Proponent: Snohomish County Department of Planning & Development Services
County Administration Building
3000 Rockefeller Avenue, M/S 604
Everett, WA 98201

Description of Proposal: Proposed ordinance to amend the Snohomish County Code titled:

CORRECTING INADVERTENT ERRORS IN THE UNIFIED DEVELOPMENT CODE,
AMENDING SECTIONS 30.22.130, 30.23.110, 30.25.036, 30.28.090, 30.41A.250,
30.63B.270, AND 30.86.310 OF THE SNOHOMISH COUNTY CODE,
AND REPEALING CHAPTER 30.34B SCC AND 30.91F.450

This nonproject proposal addresses corrections/minor revisions to Title 30 of the Snohomish County Code (SCC).

SCC Title 30 (The Unified Development Code (UDC) was initially adopted in December 2002 and periodically updated since. Code correction amendments are intended to rectify minor inadvertent errors in SCC Title 30 which cannot be addressed by the county code reviser through the authority in SCC 1.02.020(2), that are generally non-substantive in nature.

General criteria used in determining if a proposal qualifies as a code correction are:

Does the proposed correction:

1. Solve an obvious error?
2. Solve a problem or provide consistency?
3. Have a simple need, scope and result which are obvious and do not require team review?
4. Involve minimal code drafting time?
5. Have limited latitude for interpretation of meaning and generally does not result in corrections to multiple code sections?
6. Have minor implementation consequences?

Lead Agency: Snohomish County Department of Planning & Development Services

Threshold Determination: The lead agency for this proposal has determined that it does not have a probable significant adverse impact on the environment. An environmental impact statement (EIS) **IS NOT** required under RCW 43.21C.030(2)(c). This decision was made after review by Snohomish County of a completed environmental checklist and other information on file with this agency. This information is available for public review upon request.

This DNS is issued under WAC 197-11-340(2); the lead agency will not act on this proposal for 14 days from the date below. Comments must be submitted by May 27, 2014, to the responsible official at the address listed below.

Appeals:

This DNS together with the subsequent legislative action by the County Council to amend the County Code may be appealed to the Central Puget Sound Growth Management Hearings Board. **THIS DNS MAY BE APPEALED ONLY WHEN SUCH APPEAL IS COMBINED WITH THE APPEAL OF THE UNDERLYING ACTION PURSUANT TO SCC 30.73.100. THE APPEAL MUST BE FILED WITHIN 60 DAYS OF THE PUBLISHED NOTICE OF THE NOTICE OF ACTION ISSUED SUBSEQUENT TO THE FINAL DECISION BY THE COUNTY.** The Notice of Action describing the final decision by the County to pursue or not pursue the proposed action will be published in the County's paper of record. Any appeal must be filed with the Central Puget Sound Growth Management Hearings Board, at PO Box 40953 Olympia WA 98504-0953 within 60 days following publication in the paper, or as otherwise stated in the Notice of Action or provided by law.

Responsible Official: Clay White
Position/Title: Director, Department of Planning & Development Services
Address: 3000 Rockefeller Avenue, M/S #604
Everett, WA 98201-4046



Clay S. White, Director

For further information, contact Richard Craig, Planning and Development Services, (425) 388-3311 Ext. 2642 or Richard.Craig@snoco.org. Please include your full name and mailing address in any email comments.

Date Issued: May 11, 2014
Date Published: May 11, 2014

Distribution:

Washington State Department of Ecology
DOE – SEPA register
State Agencies (13)
Puget Sound Clean Air Agency
Snohomish County Public Works
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Town of Index
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City of Mill Creek
City of Mukilteo
City of Brier
City of Edmonds
City of Woodway
City of Lynnwood
City of Mountlake Terrace
City of Stanwood

ENVIRONMENTAL CHECKLIST

Purpose of checklist:

The State Environmental Policy Act (SEPA), chapter 43.21C RCW, requires all governmental agencies to consider the environmental impacts of a proposal before making decisions. An environmental impact statement (EIS) must be prepared for all proposals with probable significant adverse impacts on the quality of the environment. The purpose of this checklist is to provide information to help you and the agency identify impacts from your proposal (and to reduce or avoid impacts from the proposal, if it can be done) and to help the agency decide whether an EIS is required.

Instructions for applicants:

This environmental checklist asks you to describe some basic information about your proposal. Governmental agencies use this checklist to determine whether the environmental impacts of your proposal are significant, requiring preparation of an EIS. Answer the questions briefly, with the most precise information known, or give the best description you can.

You must answer each question accurately and carefully, to the best of your knowledge. In most cases, you should be able to answer the questions from your own observations or project plans without the need to hire experts. If you really do not know the answer, or if a question does not apply to your proposal, write "do not know" or "does not apply." Complete answers to the questions now may avoid unnecessary delays later.

Some questions ask about governmental regulations, such as zoning, shoreline, and landmark designations. Answer these questions if you can. If you have problems, the governmental agencies can assist you.

The checklist questions apply to all parts of your proposal, even if you plan to do them over a period of time or on different parcels of land. Attach any additional information that will help describe your proposal or its environmental effects. The agency to which you submit this checklist may ask you to explain your answers or provide additional information reasonably related to determining if there may be significant adverse impact.

Use of checklist for nonproject proposals:

Complete this checklist for nonproject proposals, even though questions may be answered "does not apply." IN ADDITION, complete the SUPPLEMENTAL SHEET FOR NONPROJECT ACTIONS (part D).

For nonproject actions, the references in the checklist to the words "project," "applicant," and "property or site" should be read as "proposal," "proposer," and "affected geographic area," respectively.

A. BACKGROUND

1. Name of proposed project, if applicable:

2014 Code Correction – Phase I

2. Name of applicant: Snohomish County

3. Address and phone number of applicant and contact person:

Richard Craig
3000 Rockefeller Avenue
Everett, WA 98292

4. Date checklist prepared: 5/08/2014

5. Agency requesting checklist: Snohomish County

6. Proposed timing or schedule (including phasing, if applicable):

Phase I Code Corrections will go to the Snohomish County Planning Commission for consideration in a public hearing on May 27, 2014. The proposed corrections are then expected to go before the County Council for preliminary consideration in June, 2014 with potential adoption in July/August, 2014.

7. Do you have any plans for future additions, expansion, or further activity related to or connected with this proposal? If yes, explain.

Yes, it is anticipated that there will be further (Phase II) code corrections considered in 2014.

8. List any environmental information you know about that has been prepared, or will be prepared, directly related to this proposal.

This is a nonproject action. There has not been any further environmental information prepared related to this proposal.

9. Do you know whether applications are pending for governmental approvals of other proposals directly affecting the property covered by your proposal? If yes, explain.

No, there are no applications pending for governmental approvals related to this proposal.

10. List any government approvals or permits that will be needed for your proposal, if known.

This project has been submitted to the Washington State Department of Commerce for 60 day review of the proposal.

11. Give brief, complete description of your proposal, including the proposed uses and the size of the project and site. There are several questions later in this checklist that ask you to describe certain aspects of your proposal. You do not need to repeat those answers on this page. (Lead agencies may modify this form to include additional specific information on project description.)

2014 Code Correction Ordinance – Phase I. SCC Title 30 (The Unified Development Code (UDC)) was initially adopted in December 2002 and has been periodically updated since. Code correction amendments are intended to rectify minor inadvertent errors in SCC Title 30 which cannot be addressed by the county code reviser through the authority in SCC 1.02.020(2), that are generally non-substantive in nature.

General guidelines/criteria that aid in determining if a proposal qualifies as a code correction have been established for previous code correction processes. The criteria are intended as guiding principles and a code correction would typically meet most if not all of the five criteria. The criteria are as follows:

Does the proposed correction:

- A. Solve an obvious error?
- B. Solve a problem or provide consistency?
- C. Have a simple need, scope and result which are obvious and do not require team review?
- D. Involve minimal code drafting time?
- E. Have limited latitude for interpretation of meaning and generally does not result in corrections to multiple code sections?
- F. Have minor implementation consequences?

Revisions to SCC Title 30 meeting this description are included in a code correction ordinance. Prior to this proposal, the most recent code correction ordinance was approved in March 2012.

12. Location of the proposal. Give sufficient information for a person to understand the precise location of your proposed project, including a street address, if any, and section, township, and range, if known. If a proposal would occur over a range of area, provide the range or boundaries of the site(s). Provide a legal description, site plan, vicinity map, and topographic map, if reasonably available. While you should submit any plans required by the agency, you are not required to duplicate maps or detailed plans submitted with any permit applications related to this checklist.

B. ENVIRONMENTAL ELEMENTS

1. Earth

- a. **General description of the site (circle one): Flat, rolling, hilly, steep slopes, mountainous, other.**
Not Applicable, this is a non-project action.
- b. **What is the steepest slope on the site (approximate percent slope)?**
Not Applicable, this is a non-project action.
- c. **What general types of soils are found on the site (for example, clay, sand, gravel, peat, muck)?**
If you know the classification of agricultural soils, specify them and note any prime farmland.
N/A
- d. **Are there surface indications or history of unstable soils in the immediate vicinity? If so, describe.**
N/A
- e. **Describe the purpose, type, and approximate quantities of any filling or grading proposed. Indicate source of fill.**
N/A
- f. **Could erosion occur as a result of clearing, construction, or use? If so, generally describe.**
N/A
- g. **About what percent of the site will be covered with impervious surfaces after project construction (for example, asphalt or buildings)?**
N/A
- h. **Proposed measures to reduce or control erosion, or other impacts to the earth, if any:**
N/A

a. Air

- a. **What types of emissions to the air would result from the proposal (i.e., dust, automobile, odors, industrial wood smoke) during construction and when the project is completed? If any, generally describe and give approximate quantities if known.**
N/A
- b. **Are there any off-site sources of emissions or odor that may affect your proposal? If so, generally describe.**
N/A

- c. **Proposed measures to reduce or control emissions or other impacts to air, if any:**
N/A

3. Water

a. Surface:

- 1) Is there any surface water body on or in the immediate vicinity of the site (including year-round and seasonal streams, saltwater, lakes, ponds, wetlands)? If yes, describe type and provide names. If appropriate, state what stream or river it flows into.

N/A

- 2) Will the project require any work over, in, or adjacent to (within 200 feet) the described waters? If yes, please describe and attach available plans.

N/A

- 3) Estimate the amount of fill and dredge material that would be placed in or removed from surface water or wetlands and indicate the area of the site that would be affected. Indicate the source of fill material.

N/A

- 4) Will the proposal require surface water withdrawals or diversions? Give general description, purpose, and approximate quantities if known.

N/A

- 5) Does the proposal lie within a 100-year floodplain? If so, note location on the site plan.

N/A

- 6) Does the proposal involve any discharges of waste materials to surface waters? If so, describe the type of waste and anticipated volume of discharge.

N/A

b. Ground:

- 1) Will ground water be withdrawn, or will water be discharged to ground water? Give general description, purpose, and approximate quantities if known.

N/A

- 2) Describe waste material that will be discharged into the ground from septic tanks or other sources, if any (for example: Domestic sewage; industrial, containing the following chemicals; agricultural; etc.). Describe the general size of the system, the number of such systems, the number of houses to be served (if applicable), or the number of animals or humans the system(s) are expected to serve.

N/A

c. Water runoff (including stormwater):

- 1) Describe the source of runoff (including storm water) and method of collection and disposal, if any (include quantities, if known). Where will this water flow? Will this water flow into other waters? If so, describe.

N/A

- 2) Could waste materials enter ground or surface waters? If so, generally describe.

N/A

d. Proposed measures to reduce or control surface, ground, and runoff water impacts, if any:

N/A

4. Plants

a. Check or circle types of vegetation found on the site:

N/A deciduous tree: alder, maple, aspen, other

N/A evergreen tree: fir, cedar, pine, other

N/A shrubs

N/A Grass

N/A pasture

N/A crop or grain

N/A wet soil plants: cattail, buttercup, bullrush, skunk cabbage, other

N/A water plants: water lily, eelgrass, milfoil, other

N/A other types of vegetation

b. What kind and amount of vegetation will be removed or altered?

N/A

c. List threatened or endangered species known to be on or near the site.

N/A

d. Proposed landscaping, use of native plants, or other measures to preserve or enhance vegetation on the site, if any:

N/A

5. Animals

a. Circle any birds and animals which have been observed on or near the site or are known to be on or near the site:

birds: hawk, heron, eagle, songbirds, other:

mammals: deer, bear, elk, beaver, other:

fish: bass, salmon, trout, herring, shellfish, other:

N/A

b. List any threatened or endangered species known to be on or near the site.

N/A

c. Is the site part of a migration route? If so, explain.

N/A

d. Proposed measures to preserve or enhance wildlife, if any:

N/A

6. Energy and natural resources

a. What kinds of energy (electric, natural gas, oil, wood stove, solar) will be used to meet the completed project's energy needs? Describe whether it will be used for heating, manufacturing, etc.

N/A

b. Would your project affect the potential use of solar energy by adjacent properties? If so, generally describe.

N/A

- c. What kinds of energy conservation features are included in the plans of this proposal? List other proposed measures to reduce or control energy impacts, if any:

N/A

7. Environmental health

- a. Are there any environmental health hazards, including exposure to toxic chemicals, risk of fire and explosion, spill, or hazardous waste, that could occur as a result of this proposal? If so, describe.

N/A

- 1) Describe special emergency services that might be required.

N/A

- 2) Proposed measures to reduce or control environmental health hazards, if any:

This would not be applicable for nonproject proposal.

b. Noise

- 1) What types of noise exist in the area which may affect your project (for example: traffic, equipment, operation, other)?

N/A

- 2) What types and levels of noise would be created by or associated with the project on a short-term or a long-term basis (for example: traffic, construction, operation, other)? Indicate what hours noise would come from the site.

N/A

- 3) Proposed measures to reduce or control noise impacts, if any:

N/A

8. Land and shoreline use

- a. What is the current use of the site and adjacent properties?

N/A

- b. Has the site been used for agriculture? If so, describe.

N/A

- c. Describe any structures on the site.

N/A

- d. Will any structures be demolished? If so, what?

N/A for nonproject proposal

- e. What is the current zoning classification of the site?

N/A

- f. What is the current comprehensive plan designation of the site?

N/A

g. If applicable, what is the current shoreline master program designation of the site?

This would not be applicable for nonproject proposal.

h. Has any part of the site been classified as an "environmentally sensitive" area? If so, specify.

N/A

i. Approximately how many people would reside or work in the completed project?

N/A

j. Approximately how many people would the completed project displace?

N/A

k. Proposed measures to avoid or reduce displacement impacts, if any:

N/A for nonproject proposal

l. Proposed measures to ensure the proposal is compatible with existing and projected land uses and plans, if any:

9. Housing

a. Approximately how many units would be provided, if any? Indicate whether high, middle, or low-income housing.

This would not be applicable for nonproject proposal.

b. Approximately how many units, if any, would be eliminated? Indicate whether high, middle, or low-income housing.

N/A

c. Proposed measures to reduce or control housing impacts, if any:

N/A

10. Aesthetics

a. What is the tallest height of any proposed structure(s), not including antennas; what is the principal exterior building material(s) proposed?

N/A

b. What views in the immediate vicinity would be altered or obstructed?

N/A for nonproject proposal

c. Proposed measures to reduce or control aesthetic impacts, if any:

N/A

11. Light and glare

a. What type of light or glare will the proposal produce? What time of day would it mainly occur?

This would not be applicable for nonproject proposal.

b. Could light or glare from the finished project be a safety hazard or interfere with views?

N/A

c. What existing off-site sources of light or glare may affect your proposal?

N/A

d. Proposed measures to reduce or control light and glare impacts, if any:

N/A

12. Recreation

a. What designated and informal recreational opportunities are in the immediate vicinity?

N/A

b. Would the proposed project displace any existing recreational uses? If so, describe.

N/A for nonproject proposal

c. Proposed measures to reduce or control impacts on recreation, including recreation opportunities to be provided by the project or applicant, if any:

N/A

13. Historic and cultural preservation

a. Are there any places or objects listed on, or proposed for, national, state, or local preservation registers known to be on or next to the site? If so, generally describe.

N/A

b. Generally describe any landmarks or evidence of historic, archaeological, scientific, or cultural importance known to be on or next to the site.

N/A

b. Proposed measures to reduce or control impacts, if any:

N/A

14. Transportation

a. Identify public streets and highways serving the site, and describe proposed access to the existing street system. Show on site plans, if any.

N/A

b. Is site currently served by public transit? If not, what is the approximate distance to the nearest transit stop?

N/A

c. How many parking spaces would the completed project have? How many would the project eliminate?

N/A for nonproject proposal

c. Will the proposal require any new roads or streets, or improvements to existing roads or streets, not including driveways? If so, generally describe (indicate whether public or private).

N/A

e. Will the project use (or occur in the immediate vicinity of) water, rail, or air transportation? If so, generally describe.

N/A

f. How many vehicular trips per day would be generated by the completed project? If known, indicate when peak volumes would occur.

N/A

g. Proposed measures to reduce or control transportation impacts, if any:

N/A

15. Public services

a. Would the project result in an increased need for public services (for example: fire protection, police protection, health care, schools, other)? If so, generally describe.

N/A

b. Proposed measures to reduce or control direct impacts on public services, if any.

N/A

16. Utilities

a. Circle utilities currently available at the site: electricity, natural gas, water, refuse service, telephone, sanitary sewer, septic system, other.

N/A for nonproject proposal

b. Describe the utilities that are proposed for the project, the utility providing the service, and the general construction activities on the site or in the immediate vicinity which might be needed.

N/A

C. SIGNATURE

The above answers are true and complete to the best of my knowledge. I understand that the lead agency is relying on them to make its decision.

Signature: _____


Clay S. White, Director

Date Submitted: May 9, 2014

D. SUPPLEMENTAL SHEET FOR NONPROJECT ACTIONS

Because these questions are very general, it may be helpful to read them in conjunction with the list of the elements of the environment.

When answering these questions, be aware of the extent the proposal, or the types of activities likely to result from the proposal, would affect the item at a greater intensity or at a faster rate than if the proposal were not implemented. Respond briefly and in general terms.

1. How would the proposal be likely to increase discharge to water; emissions to air; production, storage, or release of toxic or hazardous substances; or production of noise?

It is not anticipated that the proposed minor code corrections would have impacts regarding discharge to water; emissions to air; production, storage, or release of toxic or hazardous substances; or production of noise.

Proposed measures to avoid or reduce such increases are:

N/A

2. How would the proposal be likely to affect plants, animals, fish, or marine life?

It is not anticipated that the proposed minor code corrections would impact on plants, animals, fish, or marine life.

Proposed measures to protect or conserve plants, animals, fish, or marine life are:

N/A

3. How would the proposal be likely to deplete energy or natural resources?

None of the minor code corrections proposed would contribute to the depletion of energy or natural resources.

Proposed measures to protect or conserve energy and natural resources are:

N/A

4. How would the proposal be likely to use or affect environmentally sensitive areas or areas designated (or eligible or under study) for governmental protection; such as parks, wilderness, wild and scenic rivers, threatened or endangered species habitat, historic or cultural sites, wetlands, floodplains, or prime farmlands?

It is not anticipated that the proposed minor code corrections would have an impact on environmentally sensitive areas or areas designated (or eligible or under study) for governmental protection.

Proposed measures to protect such resources or to avoid or reduce impacts are:

N/A

5. How would the proposal be likely to affect land and shoreline use, including whether it would allow or encourage land or shoreline uses incompatible with existing plans?

None of the minor code corrections proposed would contribute to allowing or encouraging land or shoreline uses that are incompatible with existing plans.

Proposed measures to avoid or reduce shoreline and land use impacts are:

N/A

6. How would the proposal be likely to increase demands on transportation or public services and utilities?

There would be no increased demands on transportation or public services and utilities as a result of the proposed code corrections.

Proposed measures to reduce or respond to such demand(s) are:

N/A

7. Identify, if possible, whether the proposal may conflict with local, state, or federal laws or requirements for the protection of the environment.

The proposed corrections to the code will adhere to local, state and federal laws and requirements for the protection of the environment.

